



**STATE OF TENNESSEE  
COMMISSION ON AGING AND DISABILITY**

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**MEMORANDUM**

**TCAD-PI-2021-03**

**TO:** Administrative Office of the Courts in Tennessee  
Directors, Area Agencies on Aging and Disability  
Public Guardianship for the Elderly Statewide Staff

**FROM:** Jim Shulman, Executive Director 

**DATE:** November 19, 2020

**SUBJECT:** Public Guardianship for the Elderly Program  
Policy Change on Sliding Scale Fees and Fees Charged to Persons Who Become  
Ineligible for Supplemental Security Income (SSI)

The purpose of this Program Instruction is to provide updated fee schedule information on the Public Guardianship for the Elderly Program effective January 1, 2021.

**Background**

On November 17, 2009, TCAD's Commission Members approved the request for the revision of the fee schedule for the Public Guardianship for the Elderly Program with an effective date of January 1, 2010. The approval was established to begin effective January 1, 2010, and revised on an annual basis, if applicable, by an announcement from TCAD.

**Instructions**

The Tennessee Commission on Aging and Disability (TCAD), the State Unit on Aging (SUA), allows for a recommended sliding scale fee revision based on the COLA (cost-of-living adjustment) that more than 62 million Social Security beneficiaries will receive in January of 2021.

This year, the Federal Government will increase by one and three tenth (1.3) percent the COLA as referenced by the Social Security Administration's website, [www.socialsecurity.gov/cola](http://www.socialsecurity.gov/cola). At this website, you can read more on the how COLA is calculated.

NOTE: FEE SCHEDULE RAISES LISTED ON PAGE TWO

The following fee schedule is suggested as reasonable rates for the court to consider in awarding fees. The amount of fees awarded for guardianship services remains at the sole discretion of the court.

Below is the recommend fee schedule for year 2021, as recommended by TCAD:

<b>INCOME LEVEL</b>	<b>LIQUID ASSETS</b>	<b>2021 SLIDING SCALE FEE FOR ANNUAL ACCOUNTINGS</b>
<b>Medicaid Eligible</b>	<b>\$0 - \$2,000 (Medicaid, Supplemental Security Income Eligible)</b>	<b>No Fee</b>
<b>Up to \$10,999 Per Year</b>	<b>Assets up to \$50,000</b>	<b>\$41.17 Per Hour</b>
	<b>Assets more than \$50,000</b>	<b>\$47.03 Per Hour</b>
<b>\$11,000 - \$30,499 Per Year</b>	<b>Assets up to \$50,000</b>	<b>\$58.80 Per Hour</b>
	<b>Assets more than \$50,000</b>	<b>\$64.69 Per Hour</b>
<b>\$30,500 - \$49,999 Per Year</b>	<b>Assets up to \$50,000</b>	<b>\$72.91 Per Hour</b>
	<b>Assets more than \$50,000</b>	<b>\$84.68 Per Hour</b>

If you have any questions, please feel free to contact James Holmes, Public Guardianship for the Elderly Program Coordinator, at (615) 253-3967, or by e-mail at [james.holmes@tn.gov](mailto:james.holmes@tn.gov).

C: Executive Directors, Grantee Agencies